

REMARKS

The Final Office Action issued by the Examiner on December 11, 2008 and the citations referred to in the Office Action have been carefully considered. Claims 57-62 and 85, 87, and 88 stand rejected. Claims 63-84 and 89-90 stand allowed. Claim 57 has been amended and claim 85 has been canceled. Claims 63, 64, 72, 80, and 86-90 have been amended to read as set forth above. Prompt reconsideration is requested in view of the above amendments and the following remarks.

Claim Objection

Claim 63 is objected to for an informality. Claim 63 has been amended as suggested by the examiner. Accordingly this claim is now believed to be fully allowable.

Claim Rejections

Claims 57, 85 and 87-88 stand rejected as anticipated by Harayama et al. Claim 57 has been amended to now provide “a medium main menu for a predetermined time period after insertion of the medium into the player, prior to playing the content of the medium.”. A similar amendment has been made to claim 85. This limitation is not found in Harayama et al. since Harayama et al proceeds with play the contents immediately upon insertion. There is no display of a main menu first, before content play. Therefore it is respectfully submitted that claim 57 and claims 58-62 depending therefrom and claim 85 are now believed to be allowable.

Claims 58-62 stand rejected as unpatentable over Harayama et al in view of Official Notice. These claims depend from amended claim 57 above and therefore this rejection should now be withdrawn.

Claim 86 has been amended to place it in independent form. Claims 87 and 88 now depend from claim 86. Therefore these claims 86-88 are believed to be allowable such that this rejection should now be withdrawn.

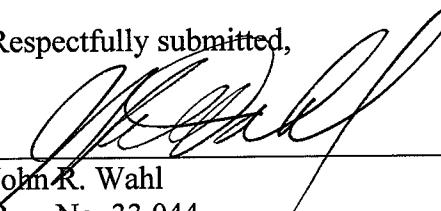
Allowable Subject Matter

The examiner indicated that claims 63-84 and 89-90 are allowed. The indication of allowability of these claims is appreciated. However, claims 63, 64, 72, 80, 81, and 83-90 have been further amended to remove limitations referring to the "user" which are believed to be unnecessary for patentability. All of these claims are believed to remain allowable as amended.

Conclusion

Claims 57 through 90 remain pending in the application. Each of these claims is now believed to be allowable and in allowable form. This amendment is believed to be responsive to all points in the Office Action. It is respectfully submitted that all of the Examiner's objections have been successfully traversed and that the application is now in order for allowance. Accordingly, reconsideration of the application and allowance thereof is courteously requested. Should the examiner have any remaining questions or concerns he is urged to contact the undersigned attorney by telephone at (303)685-7460 in order to resolve such concerns expeditiously. The Director is authorized to charge any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to **Deposit Account Number 50-2638**. Please ensure that Attorney Docket Number 54317-029201 is referred to when charging any payments or credits for this case.

Respectfully submitted,


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Date: March 11, 2009

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